

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

THE CHAMBERLAIN GROUP LLC	§	
	§	
v.	§	CIVIL ACTION NO. 2:21-CV-00084-JRG
	§	
OVERHEAD DOOR CORPORATION, et al	§	

**MINUTES FOR JURY SELECTION/JURY TRIAL DAY NO. 1  
HELD BEFORE U. S. DISTRICT JUDGE RODNEY GILSTRAP  
March 7, 2022**

**OPEN: 09:21 AM****ADJOURN: 05:24 PM**

ATTORNEYS FOR PLAINTIFF: See attached

ATTORNEYS FOR DEFENDANTS: See attached

LAW CLERKS:

Cason Cole  
Tom Derbish  
Katie Albanese

COURT REPORTER: Shawn McRoberts, RMR, CRR

COURTROOM DEPUTY: Andrea Brunson, CP

TIME	MINUTES
09:21 AM	Court opened. Court's greeting, introduction and preliminary remarks to Jury Pool.
09:33 AM	Court asked for announcements from the parties.
09:33 AM	Court continued by providing case information and gave preliminary instructions to Jury Pool.
09:42 AM	Prospective Jurors began introduction of themselves.
10:08 AM	Court provided additional instructions to Jury Pool.
10:12 AM	<i>Voir dire</i> on behalf of Plaintiff by Ms. Smith.
10:42 AM	<i>Voir dire</i> on behalf of Defendants by Mr. Carter.
11:11 AM	Bench conference with counsel.
11:13 AM	Bench conference completed.
11:13 AM	Court instructions provided to Jury Pool. Court requested specific juror(s) to remain in courtroom while remainder of jurors recessed.
11:14 AM	Remainder of jurors recessed.

TIME	MINUTES
11:16 AM	Counsel approached bench.
11:16 AM	Strike conference began with specifically named juror(s).
11:26 AM	Strike conference concluded. Attorneys excused to exercise strikes.
11:26 AM	Recess.
11:55 AM	Court reconvened.
11:55 AM	Instructions given by the Court. Jurors selected. Remainder of Jury Pool excused.
12:01 PM	Jurors sworn. Additional instructions given by the Court.
12:17 PM	Jury recessed for lunch.
12:18 PM	Court recessed for lunch.
01:16 PM	Court reconvened.
01:17 PM	Jury returned to courtroom.
01:18 PM	Court gave preliminary instructions to the Jury. Jurors were provided notebooks.
02:04 PM	Plaintiff's opening statement by Mr. Cordell.
02:35 PM	Defendants' opening statement by Mr. Callahan.
03:04 PM	Opening statements concluded.
03:05 PM	Plaintiff invoked the rule; does not include expert witnesses.
03:06 PM	Witness sworn. Direct examination of Mr. James Fitzgibbon by Mr. Elacqua.
03:25 PM	Jury recessed for break.
03:26 PM	Recess.
03:40 PM	Court reconvened.
03:41 PM	Jury returned to courtroom.
03:42 PM	Direct examination of Mr. James Fitzgibbon by Mr. Elacqua, continued.
04:13 PM	Bench conference.
04:14 PM	Bench conference concluded.
04:15 PM	Cross examination of Mr. James Fitzgibbon by Mr. Carter.
04:23 PM	Bench conference.
04:24 PM	Bench conference concluded.
04:24 PM	Cross examination of Mr. James Fitzgibbon by Mr. Carter, continued.
05:00 PM	Bench conference.
05:03 PM	Bench conference concluded.
05:03 PM	Cross examination of Mr. James Fitzgibbon by Mr. Carter, continued.
05:13 PM	Redirect examination of Mr. James Fitzgibbon by Mr. Elacqua.
05:16 PM	Recross examination of Mr. James Fitzgibbon by Mr. Carter.
05:16 PM	Witness excused.
05:17 PM	Bench conference.
05:18 PM	Bench conference concluded.
05:20 PM	Jury recessed for the day until 8:30 AM tomorrow.
05:23 PM	Court reminded parties to continue with their meet and confer efforts re: disputes and to advise Court staff re: same. If the parties have unresolved issues, the Court will be available in chambers at 7:30 AM tomorrow morning to meet with counsel to address same.
05:24 PM	Court adjourned.